

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

)
)
VOLKSWAGEN AG, VOLKSWAGEN OF AMERICA,)
INC. and BUGATTI INTERNATIONAL, S.A.)
)
Plaintiffs,)
)
v.) CIVIL ACTION
) NO. 05-11067 PBS
THE BUGATTI, INC.)
)
Defendant.)
)

WITHDRAWAL OF APPEARANCE OF VICTOR H. POLK, JR.
AS COUNSEL FOR DEFENDANT THE BUGATTI INC.

Please withdraw the appearance of Victor H. Polk, Jr, and the firm of Bingham McCutchen LLP as counsel for defendant The Bugatti, Inc. ("Bugatti"). Upon information and belief, the firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo P.C. has entered an appearance as successor counsel for Bugatti.

The requirements of Local Rule 83.5.2 are satisfied in that there are no motions pending before the court; no trial date has been set; and no hearings or conferences are scheduled, and no reports, written or oral, are due.

Dated: Boston, Massachusetts
October 21, 2005

THE BUGATTI, INC.,

By its attorneys,

/s/ Victor H. Polk, Jr. _____.

Victor H. Polk, Jr., BBO #546099
BINGHAM McCUTCHEN LLP
150 Federal Street
Boston, Massachusetts 02110
Tel: (617) 951-8000

*Attorneys for Plaintiff
The Bugatti, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby affirms that the foregoing paper was electronically filed the with the Clerk of the Court using the ECF system and that he personally caused copies to be served upon the following attorneys of record:

Susan B. Flohr
Michael D. White
BLANK ROME LLP
600 New Hampshire Avenue, NW
Washington, DC 20037

David A Brown
Margaret H. Paget
SHERIN AND LODGEN LLP
101 Federal Street
Boston, Massachusetts 02110

H. Joseph Hameline
Geri L. Haight
Philip Catanzano
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO P.C.
One Financial Center
Boston, Massachusetts 02111

by email and United State Postal Service on the 21st day of October 2005.

Respectfully submitted,

THE BUGATTI, INC.

By its attorneys,

/s/ David M. Magee
David M. Magee, BBO #652399
BINGHAM McCUTCHEN LLP
150 Federal Street
Boston, Massachusetts 02110
Tel: (617) 951-8000
Fax: (617) 951-8736